

Sri M. P. PATIL.—Here the protection is given to a tenant who has some disability. It is true that even the landlord under this disability requires protection and therefore it is desirable to substitute the word “tenant” by “persons”. Under the circumstances, I accept the amendment, Sir.

Mr. SPEAKER.—The question is :

‘That in clause 2, in explanation 1, for the word “tenant” the word “person” shall be substituted.’

The motion was adopted.

Mr. SPEAKER.—The question is :

‘That Clause 2 as amended do stand part of the Bill.’

The motion was adopted.

Clause 2 as amended was added to the Bill.

Mr. SPEAKER.—Motion moved :

‘That Clause 3 stand part of the Bill.’

There is an amendment, it may be moved.

Sri K. MALLAPPA.—I do not propose to move that amendment, Sir.

Mr. SPEAKER.—The question is :

‘That Clause 3 stand part of the Bill.’

The motion was adopted.

Clause 3 was added to the Bill.

Mr. SPEAKER.—The question is :

‘That Clauses 4, 5, 6 and 7 stand part of the Bill.’

The motion was adopted.

Clauses 4, 5, 6 and 7, were added to this Bill

Mr. SPEAKER.—Motion moved :

‘That Clause 8 stand part of the Bill.’

There is an amendment to Clause 8. This may be moved.

Sri K. MALLAPPA.—Sir, I do not propose to move this amendment also.

Mr. SPEAKER.—The question is :

‘That Clauses 8, 9, 10, 11, 12, 13 and 14 stand part of the Bill.’

The motion was adopted.

Clauses 8 to 14 both inclusive were added to the Bill.

Mr. SPEAKER.—The question is :

‘That Clause 1, the Title and the Preamble stand part of the Bill.’

The motion was adopted.

Clause 1, the Title and the Preamble were added to the Bill.

Motion to Pass

Sri M. P. PATIL.—Sir, I beg to move:

‘That the Coorg Tenancy Bill, 1957 as amended be passed.’

Mr. SPEAKER.—The question is :

‘That the Coorg Tenancy Bill, 1957, as amended, be passed.’

The motion was adopted.

HYDERABAD AND MADRAS AREAS TENANCY (SUSPENSION OF PROVISIONS AND AMENDMENT) BILL, 1957.

Motion to consider.

Sri M. P. PATIL (Minister for Revenue).—Sir, I beg to move that the Hyderabad and Madras Areas Tenancy (Suspension of Provisions and Amendment) Bill, 1957 be taken into consideration.

Mr. SPEAKER.—Motion moved :

‘That the Hyderabad and Madras Areas Tenancy (Suspension of Provisions and Amendment) Bill, 1957, be taken into consideration.’

Sri M. P. PATIL.—Sir, the objects and reasons for introducing this Bill are the same as for the Bills which have been passed already. I have already explained the objects of the Bill. There are some provisions in the Hyderabad

and Madras Acts which will have to be suspended with a view to achieve the object of having a uniform legislation for the whole of the State. Therefore I am introducing this Bill. I do not want to go into the details because it is not necessary. I wish that the House will accept this Bill.

Sri J. K. PRANESHACHARYA (Tandur-Seram).—Mr. Speaker, Sir, I want to offer some remarks on the Hyderabad Areas Tenancy (Suspension of Provisions and Amendment) Bill, 1957. The statement of Objects and Reasons makes it clear that the present Bill has been brought before this House to bring in a uniform legislation for the future. I wonder whether to have uniformity itself is an object in view. Can uniformity itself be a big object for any Government? I feel that the Statement of Objects and Reasons ought to have given an indication on the lines on which the Government wishes to go so that the members here in this Assembly could have made some attempt to say whether there would be an improvement or otherwise. At present, we are wondering whether it was proper for this Assembly to handle the Hyderabad Bill which had been passed after mature considerations, after a lot of discussions and even with the consultation with the Planning Commission. But I feel secure because the Minister has not touched a very substantial portion of our Bill, that is, about the tenants being masters of the land. Under section 38 (e), we had made certain very fine provisions under which the Government would declare certain areas as a "special area" in which in a particular way the tenants would become the masters of the land. That section is untouched. Therefore we are not very much worried at all. According to the present Bill, there is only one section *viz.*, Section 44, which stands suspended and the Ordinance has also made it clear. Section 44 is with regard to resumption of land by the land-owners and the Bill makes it clear that that right of the landlord stands suspended. We have no objection in fact. But section 44 which is referred here also occurs in certain other sections, the effect of which is going to be far-

reaching. Therefore I have moved certain amendments which will come before the House at proper time. Therefore I make it a point to see that the present Bill may be considered and we are prepared to accept that with certain modifications in the Bill.

5 P.M.

Sri M. P. PATIL.—The Hon'ble Member has raised a point regarding the operation or implementation of Section 38, which gives the right to the protected tenant to purchase the land under certain circumstances. We have thought over this matter and we found that it is not necessary to amend the Act to give protection either to the landholders or to the tenants. Because the provision is that the procedure to be followed in giving the right to the tenant to purchase the land will start after Government issues a notification. Sir, as a matter of fact, the Hyderabad Government has issued notification in the case of one area and that question is under consideration. That matter is being examined and I am not in a position to say whether the tenants have acquired the ownership or not because it is a legal question which depends on legal opinion. Even supposing that the tenants have acquired any rights there, their rights cannot be digested. The rights which were already created before this Ordinance was issued, cannot be digested now. Regarding other areas, no notification has been issued up to this time and even supposing that it has to be postponed, the Government can do so under the executive order and no amendment is necessary for that. The only object of this Bill is to see that no tenant is evicted during this year. Under the Hyderabad Act, the tenants can be evicted under certain circumstances, especially under Section 44 and therefore with a view to achieve the object with which we are introducing all these Bills, we have decided to suspend the operation of section 44 only. As the Hon'ble Member said, I know the Hyderabad Government has considered the land problem threadbare and has passed this bill after much consideration. But I want to point out that we are not postponing the operation of the

(SRI M. P. PATIL)
whole Act. As a matter of fact, we are postponing the operation of Section 44 only, under which the tenants are to be evicted. The only change which we are making in this Act is that the tenants are not to be evicted. Therefore, I do not think that the Hon'ble Member also will have any objection for the Bill which is introduced here.

Mr. SPEAKER.—The question is:

“That the Hyderabad and Madras Areas Tenancy (Suspension of Provisions and Amendment) Bill, 1957, be considered.”

The motion was adopted.

Mr. SPEAKER.—The Bill will be read clause by clause.

Clause 2. The question is:

“That Clause 2 stand part of the Bill.”

The motion was adopted.

Clause 2 was added to the Bill.

Mr. SPEAKER.—Motion moved:

“That Clause 3 stand part of the Bill.”

Sri Virendra Patil is not in his seat. Sri J. K. Praneshacharya will move his amendment.

Sri J. K. PRANESHACHARYA (Tandur-Serum).—I beg to move:

“That in line two of the proviso to sub-clause (a) for the words and figures “section 19-1”, the words and figures “sections 19-A and 38-C” shall be substituted.”

Mr. SPEAKER.—Amendment moved.

“That in line two of the proviso to sub-clause (a) for the words and figures “section 19-1”, the words and figures “sections 19-A and 38-C” shall be substituted.”

Sri J. K. PRANESHACHARYA.—I had referred in my speech just now that the clause 44 as it is, affected Section 38 (c) also and therefore I have made an attempt through this amend-

ment to add Clause 38 (c) along with 19 (A). Clause 19 (A) and 38 (c) both refer to the resumption of land by the landholders. Section 44 also refers to the same resumption of land by the landholders, but certain regulations are made and the limitations are there under this section. So, when clause 44 is suspended, those limitations automatically go. Therefore it was thought proper that the suspension of this Section should not have effect on Clause 38 (c) also. Therefore, I request the Hon'ble Minister to accept this amendment.

Sri M. P. PATIL.—I accept the amendment.

Mr. SPEAKER.—The question is...

Sri J. K. PRANESHACHARYA.—Sir, the amendment has been accepted by the Minister. Should it be voted?

Mr. SPEAKER.—It is for the House to accept or reject it, in spite of the fact the Hon'ble Minister has accepted it. The question is:

“That in line two of the proviso to sub-clause (a) for the word and figures “section 19-A”, the words and figures “sections 19-A and 38-C” shall be substituted’.

The motion was adopted.

Mr. SPEAKER.—The question is:

“That Clause 3 as amended stand part of the Bill”

The motion was adopted.

Clause 3 was added to the Bill.

Mr. SPEAKER.—Motion moved:

“That clause 4 stand part of the Bill.”

Sri J. K. PRANESHACHARYA (Tandur-Serum).—I beg to move:

“That after sub-clause (2) the following sub-clause shall be added, namely,—

“(3) After section 44 of the Hyderabad Tenancy and Agricultural Lands Act, 1950, the following section shall be inserted, namely:—

“44 A. Statement of lands reserved.—Notwithstanding anything contained in this Act, no landholder

shall be entitled to exercise the right of resumption of land under this Act unless he has within a period of fifteen days from the commencement of the Hyderabad and Madras Areas Tenancy (Suspension of Provisions and Amendment) Act, 1957, filed with the Deputy Collector, in the prescribed manner, a statement of reservation demarcating the lands which he reserves for the exercise of the rights of resumption under this section. On such statement being filed, the Deputy Collector shall, as soon as may be, after making necessary enquiry, issue a certificate to the landholder in the prescribed manner to the effect that the lands have been so reserved. The right to terminate tenancy shall be exercisable only in respect of the lands specified in the certificate as so reserved and shall not extend to any other land? ”.

Mr. SPEAKER.—Amendment moved

“That after sub-clause (2) the following sub-clause shall be added, namely :—

“(3) After section 44 of the Hyderabad Tenancy and Agricultural Lands Act, 1950, the following section shall be inserted, namely :—

“44A. Statement of lands reserved.—Notwithstanding anything contained in this Act, no landholder shall be entitled to exercise the right of resumption of land under this Act unless he has within a period of fifteen days from the commencement of the Hyderabad and Madras Areas Tenancy (Suspension of Provisions and Amendment) Act, 1957, filed with the Deputy Collector, in the prescribed manner, a statement of reservation demarcating the lands which he reserves for the exercise of the rights of resumption under this section. On such statement being filed, the Deputy Collector shall, as soon as may be, after making necessary enquiry, issue a certificate to the landholder in the prescribed manner to the effect that the lands have been so reserved. The right to terminate tenancy shall be exercisable only in respect of the lands specified in the certificate as so reserved and shall not extend to any other land’.”

Sri J. K. PRANESHACHARYA.—Sir, the object of this amendment is that in section 44 there is a proviso to the same effect. In 1956 March we added this proviso in the Hyderabad Assembly. This was added because we found that the land lord used to say sometimes, we want this land and sometimes that land. There was therefore no security of tenancy. Therefore this particular clause was added under which they were required to file a statement to the Deputy Collector to say that such and such lands were required by him for personal cultivation and such lands will be taken over within five years allowed by the law. So there was security of tenancy and the tenants could develop them according to these finances and resources. This section 44 was suspended and the result was that the landlord can claim at any time to reserve a particular land for himself. Unfortunately it so happened that the Ordinance came into force on 11th March 1957 and the date on which this one year expires, could have been 12th March 1957. If the Ordinance was delayed by one day, there would not have been any necessity and this clause would have remained in the statute book. This was not looked into and according to this 15 days time has been given to the landlord to compensate for one day which was taken over from him and I hope the Minister will accept this amendment.

Sri M. P. PATIL.—I agree with the member and accept the amendment.

Mr. SPEAKER.—The question is :

“After sub-clause (2) the following sub-clause shall be added, namely.—

“(3) After section 44 of the Hyderabad Tenancy and Agricultural Lands Act, 1950, the following section shall be inserted, namely.—

“44A. Statement of lands reserved.—Notwithstanding anything contained in this Act, no landholder shall be entitled to exercise the right of fifteen days from the commencement of the Hyderabad and Madras Areas Tenancy

(MR. SPEAKER.)

(Suspension of Provisions and Amendment) Act, 1957, filed with the Deputy Collector, in the prescribed manner, a statement of reservation demarcating the lands which he reserves for the exercise of the rights of resumption under this section. On such statement being filed, the Deputy Collector shall, as soon as may be, after making necessary enquiry, issue a certificate to the landholder in the prescribed manner to the effect that the lands have been so reserved. The right to terminate tenancy shall be exercisable only in respect of the lands specified in the certificate as so reserved and shall not extend to any other land."

The motion was adopted.

MR. SPEAKER.—The question is:

"That Clause 4 as amended stand part of the Bill."

The motion was adopted.

MR. SPEAKER.—The question is:

"That Clauses 5 to 10, both inclusive, stand part of the Bill."

The motion was adopted.

Clauses 5 to 10, both inclusive, were added to the Bill.

MR. SPEAKER.—The question is:

"That Clause 1, the Title and the Preamble stand part of the Bill."

The motion was adopted.

Clause 1, the Title and the Preamble were added to the Bill.

SRI M. P. PATIL.—Sir, I beg to move:

"That the Hyderabad and Madras Areas Tenancy (Suspension of Provisions and Amendment) Bill, 1957, as amended, be passed."

MR. SPEAKER.—The question is:

"That the Hyderabad and Madras Areas Tenancy (Suspension of Provisions and Amendment) Bill, 1957, as amended, be passed,"

The motion was adopted.

BUDGET FOR 1957-58, DEMANDS FOR GRANTS "ON ACCOUNT"

(Discussion continued)

*ಶ್ರೀ ಪಿ. ಆರ್. ರಾಮಯ್ಯ.—ಸ್ವಾಮಿ, ಕಳೆದ ಐದು ವರ್ಷಗಳಿಂದ ಈ ಸಭೆಯು ಮಾಡಿದ ಕೆಲಸ ಕಾರ್ಯಗಳನ್ನು ವಿಮರ್ಶಿಸುತ್ತಾ ಈ ಐದು ವರ್ಷಕಾಲದಲ್ಲಿ ನಡೆದ ಮುಖ್ಯವಾದ ಘಟನೆಗಳನ್ನು ಪ್ರಸ್ತಾಪಮಾಡುತ್ತೇನೆ. ರಾಜ್ಯ ಪುನರ್ವಿಂಗಡಣೆಯ ಸಮಸ್ಯೆಯು ಒದಗಿ ಅದರ ಫಲವಾಗಿ ಉಂಟಾದ ನೂತನ ಪ್ರಾಂತಗಳು ಉದಯವಾಗುವ ಮುನ್ನ ಮತ್ತು ಉದಯವಾದ ಮೇಲೆ ಅದರ ಫಲಿತಾಂಶವು ಚುನಾವಣೆಯಲ್ಲಿ ಯಾವ ರೀತಿ ಯಾಗಿದೆ ಎಂಬುದನ್ನು ನೋಡಬೇಕು. ಮಹಾರಾಷ್ಟ್ರದಲ್ಲಿ, ಸಂಯುಕ್ತ ಮಹಾರಾಷ್ಟ್ರವಾದಿಗಳು, ಗುಜರಾತಿನಲ್ಲಿ ಮಹಾಗುಜರಾತವಾದಿಗಳು ಚುನಾವಣೆಯಲ್ಲಿ ಯಾವರೀತಿ ಪ್ರಭಾವವನ್ನು ಬೀರಿ ಜಯದೊರಕಿಸಿದ್ದಾರೆ ಎಂಬುದನ್ನು ಸಭೆಯ ಗಮನಕ್ಕೆ ತರುತ್ತೇನೆ. ಈ ಸಂದರ್ಭದಲ್ಲಿ ನೂತನ ಮೈಸೂರ ಪ್ರಾಂತವು ಉದಯವಾಗುವುದಕ್ಕೆ ಮೊದಲು ನಮ್ಮ ಸಂಸ್ಥಾನದಲ್ಲಿ ಮಂತ್ರಿಮಂಡಲದಲ್ಲಿ ಅದಂಥ ತೀವ್ರ ಬದಲಾವಣೆಗಳು ಯಾವರೀತಿ ಪ್ರಭಾವಕ್ಕೆ ಒಳಗಾಗಿದ್ದವು ಎಂಬುದನ್ನು ಪ್ರಸ್ತಾಪ ಮಾಡುತ್ತೇನೆ. ಆಗಸ್ಟ್ 1956ರವರೆಗೆ ಮೂರು ಮಂತ್ರಿಮಂಡಲಗಳು ಬಂದವು. ಈ ಕಾಲದಲ್ಲಿ ಒಂದು ಮಂತ್ರಿ ಮಂಡಲ ಹೋದ ಮೇಲೆ ಇನ್ನೂ ಎರಡು ಮಂತ್ರಿ ಮಂಡಲಗಳು ಬಂದುವು. ಈ ಕಾಲದಲ್ಲಿ ಎಷ್ಟರಮಟ್ಟಿಗೆ ಸರ್ಕಾರ ತನ್ನ ಕರ್ತವ್ಯವನ್ನು ನಿರ್ವಹಿಸಲು ಸಾಧ್ಯವಾಯಿತು ಎಂಬುದನ್ನು ವಿಮರ್ಶೆಮಾಡಿದ್ದೇನೆ. ಅನೇಕ ಸಂದರ್ಭಗಳಲ್ಲಿ ಶಿಥಿಲವಾದಂಥ ಮಂತ್ರಿ ಮಂಡಲ ಮತ್ತು ತೀವ್ರವಾದ ಬದಲಾವಣೆಯಿಂದ ದೇಶದ ಮೇಲೆ ಎಷ್ಟು ಕೆಟ್ಟ ಪರಿಣಾಮವಾಯಿತು ಎಂಬುದನ್ನು ಪ್ರಸ್ತಾಪ ಮಾಡಿದ್ದೇನೆ. ಈ ಐದು ವರ್ಷ ಕಾಲ ದೇಶದಲ್ಲಿ ಎಷ್ಟು ಅಭದ್ರ ಸ್ಥಿತಿ ಇತ್ತು ಎಂಬ ನಿಜಸಂಗತಿಯನ್ನು ನಾನು ತೋರಿಸಿಕೊಡುತ್ತೇನೆ. ನನ್ನ ಗಮನಕ್ಕೆ ಬಂದಿರುವ ಹಾಗೆ ಈ ಬದಲಾವಣೆಗಳಿಂದ ಸರ್ಕಾರದ ಯಂತ್ರದಲ್ಲಿ ಶಿಥಿಲತೆಯು ಉಂಟಾಗಿ ಅನೇಕ ಕಾಗದಗಳಿಗೆ ಉತ್ತರವೇ ಬಂದಿಲ್ಲ. ಅನೇಕ ಕೆಲಸಕಾರ್ಯಗಳು ನಿಂತು ಹೋಗಿವೆ ಎಂಬುದು ಅನೇಕ ಉದಾಹರಣೆಗಳನ್ನು ಕೊಡಬಹುದು. ಅವುಗಳಲ್ಲಿ ಒಂದು ದೊಡ್ಡ ಉದಾಹರಣೆಯು ಇದೆ. ಅದು ಯಾವುದೆಂದರೆ ವಿಧಾನಸೌಧ ಕಟ್ಟಡದ ರಚನೆ. ವಿಧಾನಸೌಧ ರಚನೆಯ ವಿಷಯವಾಗಿ ಒಂದು ಸಮಿತಿ ಏರ್ಪಾಡು ಆಯಿತು. ಸಮಿತಿಯ ವರದಿಯೂ ಬಂದಿದೆ. ಈ ಸಮಿತಿಯ ವರದಿಯ ಬಗ್ಗೆ ಆಮೇಲೆ ಮಾತನಾಡುತ್ತೇನೆ. ಸಭೆಯಲ್ಲಿ ಸ್ಪಷ್ಟವಾಗಿ ಹೇಳತಕ್ಕಂಥ ಒಂದು ಮಾತು ಯಾವುದು ಎಂದರೆ ಕಳೆದ ಆಗಸ್ಟ್ ತಿಂಗಳಿನಿಂದ ವಿಧಾನಸೌಧ ಕಟ್ಟಡದ ರಚನೆಯ ಕಾರ್ಯ ಎಷ್ಟರ ಮಟ್ಟಿಗೆ ಮುಂದುವರಿದಿದೆ ಎಷ್ಟರ ಮಟ್ಟಿಗೆ ಕೆಲಸ ಮುಂದುವರಿಸತಕ್ಕದ್ದು ಎಂದು ನೋಡುವುದು ಸರ್ಕಾರದ ಕರ್ತವ್ಯ ಅಲ್ಲವೇ? ಈ ವಿಳಾಸಗಳ ಕಾಲದಲ್ಲಿ ಈ ಕೆಲಸ ಎಷ್ಟು ಮಂದವಾಯಿತು ಉದಾಹರಿಸಿ ಆಯಿತು ಎಂಬುದು ಸರ್ಕಾರದ ಕರ್ತವ್ಯರೋಪ ಅಲ್ಲವೇ ಎಂಬುದನ್ನು ಈ ಸಭೆ ವಿಮರ್ಶಿಸಬೇಕು.

ಸ್ವಾಮಿ, ಈ ಸಭೆಯನ್ನೇ ತೆಗೆದುಕೊಳ್ಳೋಣ. ಈ ಕಟ್ಟಡಕ್ಕೆ ಸುತ್ತಮುತ್ತಲೂ ಇರುವ ರಸ್ತೆಗಳನ್ನು ಇನ್ನೂ ಸರಿಯಾಗಿ ಉತ್ತಮಪಡಿಸಿಲ್ಲ. ಈ ಕಟ್ಟಡಕ್ಕೆ